

HOUSE BILL 826

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M3

2001 Regular Session
1lr0635

By: **Montgomery County Delegation and Prince George's County
Delegation**

Introduced and read first time: February 9, 2001
Assigned to: Environmental Matters

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 17, 2001

CHAPTER _____

1 AN ACT concerning

2 ~~Montgomery County and Prince George's County - Rubble Landfills -~~
3 **Special Exceptions**
4 **MC/PG 121-01**

5 FOR the purpose of prohibiting the district council of ~~Montgomery County or Prince~~
6 George's County from approving a special exception for a rubble landfill at a
7 certain site without a certain vote, if a request for a special exception for a
8 rubble landfill on the site was previously denied on or after a certain date or if
9 the site is located in a certain zone.

10 BY adding to
11 Article 28 - Maryland-National Capital Park and Planning Commission
12 Section 8-110.1
13 Annotated Code of Maryland
14 (1997 Replacement Volume and 2000 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 28 - Maryland-National Capital Park and Planning Commission**

18 8-110.1.

19 ~~THE DISTRICT COUNCIL OF MONTGOMERY COUNTY OR THE DISTRICT COUNCIL~~
20 OF PRINCE GEORGE'S COUNTY MAY NOT APPROVE A SPECIAL EXCEPTION TO

1 CONSTRUCT OR OPERATE A RUBBLE LANDFILL AT A SITE WITHOUT A
2 THREE-FOURTHS MAJORITY VOTE OF THE DISTRICT COUNCIL, IF:

3 (1) AN APPLICATION FOR A SPECIAL EXCEPTION TO CONSTRUCT OR
4 OPERATE A RUBBLE LANDFILL AT THE SITE WAS PREVIOUSLY DENIED ON OR AFTER
5 OCTOBER 1, 1981; OR

6 (2) THE SITE IS LOCATED IN A ZONE THAT ALLOWS RESIDENTIAL USE AT
7 A DENSITY OF AT LEAST TWO RESIDENTIAL UNITS PER ACRE.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 2001.